

MESSAGE NO: 3177203 MESSAGE DATE: 06/26/2003

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-791-806

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2002 TO 12/31/2002

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR STAINLESS STEEL PLATE IN COILS FROM SOUTH AFRICA (C-791-806-001 COLUMBUS STAINLESS; C-791-806-000 ALL OTHER FIRMS)

MESSAGE NO: 3177203

DATE: 06 26 2003

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REFERENCE:

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CASES: C - 791 - 806

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PERIOD COVERED: 01 01 2002 TO 12 31 2002

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR STAINLESS STEEL PLATE IN COILS FROM SOUTH AFRICA (C-791-806-001 COLUMBUS STAINLESS; C-791-806-000 ALL OTHER FIRMS)

1. THE DEPARTMENT OF COMMERCE DID NOT RECEIVE A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER ON STAINLESS STEEL PLATE IN COILS FROM SOUTH AFRICA (C-791-806) FOR THE PERIOD 1/1/2002 THROUGH 12/31/2002.

2. THE PRODUCT COVERED BY THIS ORDER IS CERTAIN STAINLESS STEEL PLATE IN COILS FROM SOUTH AFRICA. STAINLESS STEEL IS AN ALLOY STEEL CONTAINING, BY WEIGHT, 1.2 PERCENT OR LESS OF CARBON AND 10.5 PERCENT OR MORE OF CHROMIUM, WITH OR WITHOUT OTHER ELEMENTS.

THE SUBJECT PLATE PRODUCTS ARE FLAT-ROLLED PRODUCTS, 254 MM OR OVER IN WIDTH AND 4.75 MM OR MORE IN THICKNESS, IN COILS, AND ANNEALED OR OTHERWISE HEAT TREATED AND PICKLED OR OTHERWISE DESCALED. THE SUBJECT PLATE MAY ALSO BE FURTHER PROCESSED (E.G., COLD-ROLLED, POLISHED, ETC.) PROVIDED THAT IT MAINTAINS THE SPECIFIED DIMENSIONS OF PLATE FOLLOWING SUCH PROCESSING. EXCLUDED FROM THE SCOPE OF THESE ORDERS ARE THE FOLLOWING: (1) PLATE NOT IN COILS, (2) PLATE THAT IS NOT ANNEALED OR OTHERWISE HEAT TREATED AND PICKLED OR OTHERWISE DESCALED, (3) SHEET AND STRIP, AND (4) FLAT BARS. DURING THIS PERIOD AND PRIOR TO MARCH 11, 2003, (SEE MESSAGE #3136202, DATED 05/16/2003), CERTAIN COLD-ROLLED STAINLESS STEEL PLATE IN COILS WAS ALSO EXCLUDED FROM THE SCOPE OF THIS ORDER. THE EXCLUDED COLD-ROLLED STAINLESS STEEL PLATE IN COILS IS DEFINED AS THAT MERCHANDISE WHICH MEETS THE PHYSICAL CHARACTERISTICS DESCRIBED ABOVE THAT HAS UNDERGONE A COLD-REDUCTION PROCESS THAT REDUCED THE THICKNESS OF THE STEEL BY 25 PERCENT OR MORE, AND HAS BEEN ANNEALED AND PICKLED AFTER THIS COLD REDUCTION PROCESS.

THE MERCHANDISE SUBJECT TO THIS ORDER IS CURRENTLY CLASSIFIABLE IN THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS) AT SUBHEADINGS: 7219.11.00.30, 7219.11.00.60, 7219.12.00.05, 7219.12.00.20, 7219.12.00.25, 7219.12.00.50, 7219.12.00.55, 7219.12.00.65, 7219.12.00.70, 7219.12.00.80, 7219.31.00.10, 7219.90.00.10, 7219.90.00.20, 7219.90.00.25, 7219.90.00.60, 7219.90.00.80, 7220.11.00.00, 7220.20.10.10, 7220.20.10.15, 7220.20.10.60, 7220.20.10.80, 7220.20.60.05, 7220.20.60.10, 7220.20.60.15, 7220.20.60.60, 7220.20.60.80, 7220.90.00.10, 7220.90.00.15, 7220.90.00.60, AND 7220.90.00.80. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE SCOPE OF THE ORDER IS DISPOSITIVE.

3. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(C) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS COUNTERVAILING DUTIES AT RATES EQUAL TO THE CASH DEPOSIT OF ESTIMATED COUNTERVAILING DUTIES REQUIRED AT THE TIME OF ENTRY ON THE SPECIFIED SUBJECT MERCHANDISE EXPORTED ON OR AFTER 1/1/2002 AND ON OR BEFORE

12/31/2002.

4. THE RATES OF ESTIMATED COUNTERVAILING DUTIES WHICH WERE REQUIRED TO BE DEPOSITED ARE:

MANUFACTURERS	CASE NUMBER	PERIOD	RATE
COLUMBUS STAINLESS	C-791-806-001	1/1/2002-12/31/2002	3.95%
ALL OTHER FIRMS	C-791-806-000	1/1/2002-12/31/2002	3.95%

5. THE SUSPENSION OF LIQUIDATION ORDERED FOR THE MERCHANDISE LISTED ABOVE EXPORTED ON OR BEFORE 12/31/2002 IS LIFTED. THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF THE MERCHANDISE LISTED ABOVE EXPORTED AFTER 12/31/2002 WILL CONTINUE. FOR SHIPMENTS ON OR AFTER 03/11/2003, REFER TO MESSAGE #3136202 OF 05/16/2003.

6. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE BCBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE ENTRY DATE OR DATE OF DEPOSIT WHICHEVER IS LATER, OR ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY BCBP OFFICERS, THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT GAYLE LONGEST AT "GAYLE__LONGEST AT ITA.DOC.GOV" OR OFFICE OF CVD/AD ENFORCEMENT VI, IMPORT ADMINISTRATION,

INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE,

(202) 482-2786.

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party